

104TH CONGRESS
1ST SESSION

H. R. 2627

IN THE SENATE OF THE UNITED STATES

DECEMBER 19, 1995

Received

AN ACT

To require the Secretary of the Treasury to mint coins
in commemoration of the sesquicentennial of the found-
ing of the Smithsonian Institution.

1 *Be it enacted by the Senate and House of Representa-*
2 *tives of the United States of America in Congress assembled,*

3 **SECTION 1. SHORT TITLE.**

4 This Act may be cited as the “Smithsonian Institu-
5 tion Sesquicentennial Commemorative Coin Act of 1995”.

1 **SEC. 2. COIN SPECIFICATIONS.**

2 (a) DENOMINATIONS.—The Secretary of the Treas-
3 ury (hereafter in this Act referred to as the “Secretary”)
4 shall mint and issue the following coins in commemoration
5 of the sesquicentennial of the founding of the Smithsonian
6 Institution:

7 (1) \$5 GOLD COINS.—Not more than 100,000 5
8 dollar coins, which shall—

9 (A) weigh 8.359 grams;

10 (B) have a diameter of 0.850 inches; and

11 (C) contain 90 percent gold and 10 percent
12 alloy.

13 (2) \$1 SILVER COINS.—Not more than 650,000
14 1 dollar coins, which shall—

15 (A) weigh 26.73 grams;

16 (B) have a diameter of 1.500 inches; and

17 (C) contain 90 percent silver and 10 per-
18 cent copper.

19 (b) PLATINUM COINS.—The Secretary may mint and
20 issue not more than 100,000 5 dollar platinum coins in-
21 stead of the gold coins required under subsection (a)(1)
22 in accordance with such specifications as the Secretary de-
23 termines to be appropriate.

24 (c) LEGAL TENDER.—The coins minted under this
25 Act shall be legal tender, as provided in section 5103 of
26 title 31, United States Code.

1 (d) NUMISMATIC ITEMS.—For purposes of section
2 5134 of title 31, United States Code, all coins minted
3 under this Act shall be considered to be numismatic items.

4 **SEC. 3. SOURCES OF BULLION.**

5 (a) GOLD.—The Secretary shall obtain gold for mint-
6 ing coins under this Act pursuant to the authority of the
7 Secretary under other provisions of law.

8 (b) SILVER.—The Secretary shall obtain silver for
9 minting coins under this Act only from stockpiles estab-
10 lished under the Strategic and Critical Materials Stock
11 Piling Act.

12 **SEC. 4. DESIGN OF COINS.**

13 (a) DESIGN REQUIREMENTS.—

14 (1) IN GENERAL.—The design of the coins
15 minted under this Act shall be emblematic of the sci-
16 entific, educational, and cultural significance and
17 importance of the Smithsonian Institution.

18 (2) DESIGNATION AND INSCRIPTIONS.—On
19 each coin minted under this Act there shall be—

20 (A) a designation of the value of the coin;

21 (B) an inscription of the year “1996”;

22 (C) inscriptions of the words “Liberty”,

23 “In God We Trust”, “United States of Amer-
24 ica”, and “E Pluribus Unum”; and

1 (D) an inscription of the following phrase
2 from the original bequest of James Smithson:
3 “for the increase and diffusion of knowledge”.

4 (b) SELECTION.—The design for the coins minted
5 under this Act shall be—

6 (1) selected by the Secretary after consultation
7 with the Board of Regents of the Smithsonian Insti-
8 tution and the Commission of Fine Arts; and

9 (2) reviewed by the Citizens Commemorative
10 Coin Advisory Committee.

11 **SEC. 5. ISSUANCE OF COINS.**

12 (a) QUALITY OF COINS.—Coins minted under this
13 Act shall be issued in uncirculated and proof qualities.

14 (b) MINT FACILITY.—Only 1 facility of the United
15 States Mint may be used to strike any particular combina-
16 tion of denomination and quality of the coins minted under
17 this Act.

18 (c) PERIOD FOR ISSUANCE.—The Secretary may
19 issue coins minted under this Act only during the 1-year
20 period beginning on August 1, 1996.

21 **SEC. 6. SALE OF COINS.**

22 (a) SALE PRICE.—The coins issued under this Act
23 shall be sold by the Secretary at a price equal to the sum
24 of—

25 (1) the face value of the coins;

1 (2) the surcharge provided in subsection (d)
2 with respect to such coins; and

3 (3) the cost of designing and issuing the coins
4 (including labor, materials, dies, use of machinery,
5 overhead expenses, marketing, and shipping).

6 (b) BULK SALES.—The Secretary shall make bulk
7 sales of the coins issued under this Act at a reasonable
8 discount.

9 (c) PREPAID ORDERS.—

10 (1) IN GENERAL.—The Secretary shall accept
11 prepaid orders for the coins minted under this Act
12 before the issuance of such coins.

13 (2) DISCOUNT.—Sale prices with respect to pre-
14 paid orders under paragraph (1) shall be at a rea-
15 sonable discount.

16 (d) SURCHARGES.—All sales shall include a sur-
17 charge of—

18 (1) \$35 per coin for the \$5 coin; and

19 (2) \$10 per coin for the \$1 coin.

20 **SEC. 7. GENERAL WAIVER OF PROCUREMENT REGULA-**
21 **TIONS.**

22 (a) IN GENERAL.—Except as provided in subsection
23 (b), no provision of law governing procurement or public
24 contracts shall be applicable to the procurement of goods

1 and services necessary for carrying out the provisions of
2 this Act.

3 (b) EQUAL EMPLOYMENT OPPORTUNITY.—Sub-
4 section (a) shall not relieve any person entering into a con-
5 tract under the authority of this Act from complying with
6 any law relating to equal employment opportunity.

7 **SEC. 8. DISTRIBUTION OF SURCHARGES.**

8 (a) IN GENERAL.—All surcharges received by the
9 Secretary from the sale of coins issued under this Act shall
10 be promptly paid by the Secretary to the Smithsonian In-
11 stitution for the following purposes:

12 (1) 85 percent of the amount transferred shall
13 be available for such purposes as the Board of Re-
14 gents of the Smithsonian Institution determines to
15 be appropriate.

16 (2) 15 percent of the amount transferred shall
17 be dedicated to the support of the operation and ac-
18 tivities of the National Numismatic Collection at the
19 National Museum of American History.

20 (b) AUDITS.—The Comptroller General of the United
21 States shall have the right to examine such books, records,
22 documents, and other data of the Smithsonian Institution
23 as may be related to the expenditures of amounts paid
24 under subsection (a).

1 **SEC. 9. FINANCIAL ASSURANCES.**

2 (a) NO NET COST TO THE GOVERNMENT.—The Sec-
3 retary shall take such actions as may be necessary to en-
4 sure that minting and issuing coins under this Act will
5 not result in any net cost to the United States Govern-
6 ment.

7 (b) PAYMENT FOR COINS.—A coin shall not be issued
8 under this Act unless the Secretary has received—

9 (1) full payment for the coin;

10 (2) security satisfactory to the Secretary to in-
11 demnify the United States for full payment; or

12 (3) a guarantee of full payment satisfactory to
13 the Secretary from a depository institution whose
14 deposits are insured by the Federal Deposit Insur-
15 ance Corporation or the National Credit Union Ad-
16 ministration Board.

Passed the House of Representatives December 19,
1995.

Attest:

ROBIN H. CARLE,

Clerk.